

**THIS OPINION WAS NOT WRITTEN FOR PUBLICATION**

This opinion (1) was not written for publication and (2) is not binding precedent of the Board.

Paper 19

Filed by: Interference Trial Section Merits Panel  
Mail Stop INTERFERENCE  
Board of Patent Appeals and Interferences  
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**UNITED STATES PATENT AND TRADEMARK OFFICE**

**BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES**

**JAMES B. TIEKEN,**  
Junior Party,  
(Patent 6,274,062),

v.

**GEORGE H. GOBLE,**  
Senior Party,  
(Application 08/611,258).

**FAXED**

**SEP 16 2003**

**PAT. & TM. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES**

**Patent Interference No. 105,132**

Before: SCHAFFER, TORCZON and NAGUMO, Administrative Patent Judges.

SCHAFFER, Administrative Patent Judge.

**JUDGMENT PURSUANT TO 37 CFR § 1.662(a)**

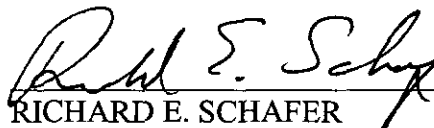
Senior party Goble has filed a paper (Paper 18) that abandons "the contest as to the existing Count and requests adverse judgment as to the Count and as to the Goble claims designated as corresponding to the Count." Accordingly, it is

ORDERED that judgment on priority as to the subject matter of Count 1(Paper 1, p. 3), is awarded against the senior party GEORGE H. GOBLE;

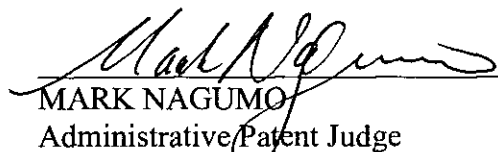
FURTHER ORDERED that senior party, GEORGE H. GOBLE, is not entitled to a patent containing claims 4, 84, 85, 87-89 (corresponding to Count 1) of Application 08/611,258;

FURTHER ORDERED that a copy of this judgment be made of record in Application 08/611,258 and in the file of Patent 6,274,062; and

FURTHER ORDERED that if there is a settlement agreement which has not been filed, attention is directed to 35 U.S.C. § 135(c) and 37 CFR § 1.661.

  
RICHARD E. SCHAFER  
Administrative Patent Judge

  
RICHARD TORCZON  
Administrative Patent Judge

  
MARK NAGUMO  
Administrative Patent Judge

BOARD OF PATENT  
APPEALS AND  
INTERFERENCES

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